## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

THE UNITED STATES OF AMERICA

v.

SIDNEY TAYLOR,

Defendant.

CRIMINAL NO. 1:21-CR-168-RP

## $\frac{\text{GOVERNMENT'S NOTICE REGARDING ARMED CAREER CRIMINAL ACT}}{\text{ENHANCEMENT}}$

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Pursuant to *Wooden v. United States*, 142 S. Ct. 1063 (2022), the government hereby concedes that Defendant is not subject to an enhanced sentence pursuant to 18 U.S.C. § 924(e), because Defendant has not admitted that his predicate offenses were committed on occasions different from one another, nor has a jury so found beyond a reasonable doubt.

Consequently, the Court should find that Defendant's total offense level is 13 and that his criminal history category is IV. *See* PSR ¶¶ 23, 38. Doing so will yield an advisory Guidelines range of imprisonment of 24–30 months.

Respectfully submitted,

ASHLEY C. HOFF UNITED STATES ATTORNEY

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## **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing government's notice has been delivered on August 22, 2022 via electronic delivery on the CM/ECF system to all counsel of record.

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